



U.S. Department  
of Transportation

Research and  
Special Programs  
Administration

MAR 26 1998

400 Seventh Street, S.W.  
Washington, D.C. 20590

DOT-E 10981  
(THIRD REVISION)

EXPIRATION DATE: February 29, 2000

(FOR RENEWAL, SEE 49 CFR SECTION 107.109)

1. GRANTEE: Atlas Powder International Ltd.  
Bay St. Louis, MS.  
  
(See Appendix A to this document for a list of additional grantees)
2. PURPOSE AND LIMITATION: This exemption authorizes the transportation in commerce of Explosives, blasting, Type E Division 1.5D contained in DOT Specification IM 102 portable tanks stowed below deck on privately owned or chartered, dedicated explosives vessels. This exemption provides no relief from any regulation other than as specifically stated herein.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR Sections 172.101 table, column 10A and 10B, 173.62, 176.63, 176.83 and 176.84.
5. BASIS: This exemption is based on the application of Atlas Powder International, Inc. dated February 27, 1998, submitted in accordance with 49 CFR 107.109.
6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous materials description -- proper shipping name	Hazard Class/ Division	Identi- fication number	Packing Group
Explosive, blasting, Type E	1.5D	UN0332	II
Explosive, blasting, Type B	1.5D	UN0331	II

7. PACKAGING(S) and SAFETY CONTROL MEASURES:

PACKAGING - Packaging prescribed are DOT Specification IM 102 portable tanks, (maximum allowable working pressure shall be less than 25.4 psig). The portable tanks are authorized for stowage below deck on cargo vessels which are privately owned or chartered by Atlas Powder or Austin Powder Company and used in dedicated explosives service.

8. SPECIAL PROVISIONS:

a. Persons who receive the packages covered by this exemption may reoffer them for transportation provided no modifications or changes are made to the packages, all terms of this exemption are complied with and a current copy of this exemption is maintained at each facility from which such reoffering occurs.

b. Shippers using the packaging covered by this exemption must comply with all provisions of this exemption, and all other applicable requirements contained in 49 CFR Parts 171-180.

c. The loading operation must be conducted at Port Bienville, Pearlinton, Mississippi or Morgan City, Louisiana under the supervision and in accordance with the requirements of the local U.S. Coast Guard Captain of the Port.

d. MARKING - Each portable tank must be plainly marked on both sides near the middle, in letters at least two inches high on a contrasting background, "DOT-E 10981".

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle and Cargo vessel.10. MODAL REQUIREMENTS: A copy of this exemption must be carried aboard each cargo vessel or motor vehicle used to transport packages covered by this exemption.11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. Section 5101 et seq:

- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, Parts 171-180.

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- o Registration required by 49 CFR 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in 49 CFR 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by 49 CFR 172.700 through 172.704.

No person may use or apply this exemptions, including display of its number, when the exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (49 CFR 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incidents involving the package and shipments made under the terms of this exemption.

Issued at Washington, D.C.:

*for* Alan I. Roberts  
Associate Administrator  
for Hazardous Materials Safety

3/26/98  
(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590.  
Attention: DHM-31.

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

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The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

Company Name City/State	Applica- tion Date	Issue Date	Expiration Date
Austin Powder Company Cleveland, Ohio	10/6/2000	NOV 3 2000	10/31/2002



FOR Robert A. McGuire  
Associate Administrator  
for Hazardous Materials Safety